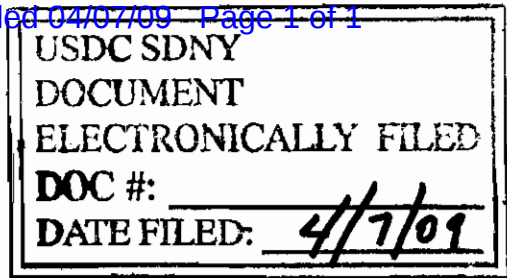


UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK



JUAN DELEON,

Petitioner,

- against -

THE UNITED STATES OF AMERICA ,

Respondent.

1:06-cv-02922-RJH-RLE

ORDER

WHEREAS the time for objections to Magistrate Judge Ellis's January 30, 2009 Report and Recommendation [12] has expired; no objections have been received by the Court; and no error appears on the face of the record, the Court ADOPTS the report, and DISMISSES this case.

The Clerk is directed to close this case and any pending motions.

SO ORDERED.

Dated: New York, New York
April 6, 2009

A handwritten signature in black ink, appearing to be "R. J. Holwell".

Richard J. Holwell
United States District Judge